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IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 15142 of 2004

Between:

Smt.L.Narayanamma, W/o L.Subba Reddy,
R/o Nandyal Krishna Reddy, Annavaram Village & Post,
Chopad Mandal, Proddatur, Kadapa District

..... PETITIONER

AND

1 The Transport Commissioner, BRKR Buildings, Near Tank Bund,
Andhra Pradesh, Hyderabad
2 The Regional Transport Officer, Kadapa

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 1st respondent herein in not granting permission under Rule 258(2) (ii) of the APMV Rules on the town service route Proddatur Rownaq Talkies to Duvur on the application of the petitioner dated 29-7-2004 in pursuance of the orders passed in AP No.911/96, dated 18-08-1997 and consequently direct the respondents herein to grant permission by considering the application of the petitioner dated 29-7-2004 and pass such other or further order or orders as the Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.ARIFULLA

Counsel for the Respondents: GP FOR TRANSPORT

The Court at the stage of admission, made the following :

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ORAL ORDER

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The petitioner is an operator of stage carriage vehicle. She applied for permit to the second respondent. The second respondent rejected the application of the petitioner through the order dated 23-09-1996. The petitioner being aggrieved by the said order preferred an appeal before the A.P. Transport Appellate Tribunal, Hyderabad covered by AP No.911/96. The A.P. Transport Appellate Tribunal, Hyderabad passed an order on 18-08-1997 allowing the appeal by setting aside the order of the second respondent. The A.P. Transport Appellate Tribunal, Hyderabad directed the Secretary of the first respondent to issue permit to the petitioner subject to the permission granted by the Transport Commissioner within four (4) months from the date of such permission on appellant producing necessary and valid records. The grievance of the petitioner is that the first respondent so far did not pass any order subsequent to the order of the A.P. Transport Appellate Tribunal, Hyderabad for all these years. The petitioner therefore, approached this Court seeking a direction to the first respondent to pass appropriate orders in pursuance of the order of the A.P. Transport Appellate Tribunal, Hyderabad, dated 18-08-1997 in AP 911/96. The petitioner further represents that she made an application to the first respondent on 29-07-2004 reiterating her request for granting of permission.

In the light of the circumstances explained by the petitioner, the first respondent is directed to pass appropriate orders on the representation of the petitioner dated 29-07-2004 keeping in view of the order of the A.P. Transport Appellate Tribunal, Hyderabad in AP 911/96 within two (2) months from the date of receipt of a copy of this Order.

The writ petition is disposed of accordingly. No order as to costs.

25TH AUGUST 2004

*TSNR

To

1 The Transport Commissioner, BRKR Buildings, Near Tank Bund, Andhra Pradesh, Hyderabad
2 The Regional Transport Officer, Kadapa

3. Two CCs to **GP FOR TRANSPORT**

4. **Two C.D. Copies**